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*Attorneys for Defendant SCHAEFFLER GROUP USA INC.*

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH**

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SALLY SYLVESTER, Individually and as  
Personal Representative of the Estate of  
JESSE LABRUM, Deceased, DIAN  
LARSEN, CAROLYN DUTSON, DON  
LABRUM, GARY LABRUM, DOYLE  
LABRUM, WAYNE LABRUM and BRUCE  
LABRUM,

Plaintiffs,

vs.

BLUE BIRD CORPORATION, et al.,  
(Including SCHAEFFLER GROUP USA  
INC.),

Defendants.

**ORDER ON JOINT MOTION TO  
DISMISS DEFENDANT SCHAEFFLER  
GROUP USA INC. WITHOUT  
PREJUDICE**

Case No. 2:18-cv-00470-DB

The Honorable Dee Benson

Magistrate Judge Cecilia M. Romero

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The Court having reviewed the Joint Motion to Dismiss Defendant Schaeffler Group USA, Inc., Without Prejudice (ECF No. 163) filed on behalf of Plaintiff Sally Sylvester, individually and as Personal Representative of the estate of Jesse Labrum, Deceased, Diane Larsen, Carolyn Dutson, Don Labrum, Gary Labrum, Doyle Labrum, Wayne Labrum and Bruce Labrum and Defendant Schaeffler Group USA, Inc., and good cause appearing

therefore, IT IS HEREBY ORDERED that all claims and causes of action contained in Plaintiff's Complaint and all amendments thereto against Defendant Schaeffler Group USA, Inc., shall be dismissed without prejudice, each party to bear their own attorneys' fees and costs.

This Order pertains to Defendant Schaeffler Group USA, Inc. and no other defendant.

Dated this 23rd day of November, 2020.



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Honorable Dee Benson  
United States District Court Judge

Approved as to form:

/s/ Katherine Venti

Katherine Venti

PARSONS BEHLE & LATIMER

*Attorneys for SCHAEFFLER GROUP USA INC*

/s/ Lawrence K. Holcomb

(Pro Hac Vice)

FLINT LAW FIRM, LLC

Attorneys for Plaintiff

*(signed with permission)*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 20<sup>th</sup> day of November, 2020, I caused a true and correct copy of the foregoing **proposed ORDER ON JOINT MOTION TO DISMISS DEFENDANT SCHAEFFLER GROUP USA INC. WITHOUT PREJUDICE** to be filed electronically via the Court's CM/ECF system, which sent notification of such filing on all counsel of record.

/s/ Katherine Venti